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6 Attorneys for Plaintiffs Gregory R. Raifman and  
 7 Susan Raifman, individually and as Trustees for the  
 8 Raifman Family Revocable Trust Dated 7/2/03,  
 and Gekko Holdings, LLC, an Alaska  
 9 limited liability company, dba Gekko Breeding and Racing

10 **UNITED STATES DISTRICT COURT**

11 **NORTHERN DISTRICT OF CALIFORNIA**

12 GREGORY R. RAIFMAN, individually and as  
 Trustee of the RAIFMAN FAMILY  
 13 REVOCABLE TRUST DATED 7/2/03, SUSAN  
 RAIFMAN, individually and as Trustee of the  
 14 RAIFMAN FAMILY REVOCABLE TRUST  
 DATED 7/2/03, and GEKKO HOLDINGS, LLC,  
 15 an Alaska limited liability company, dba GEKKO  
 BREEDING AND RACING,

16 CASE NO. C 07-02552 MJJ

17 **[PROPOSED] DEFAULT BY CLERK  
 AGAINST DEFENDANT HANDLER,  
 THAYER & DUGGAN, LLC, AN ILLINOIS  
 LIMITED LIABILITY COMPANY  
 PURSUANT TO F.R.C.P. 55(a)**

18 Plaintiffs,

19 v.

20 CLASSICSTAR, LLC, a Utah limited liability  
 company, CLASSICSTAR FARMS, LLC, a  
 Kentucky limited liability company, BUFFALO  
 RANCH, a business entity form unknown,  
 21 GEOSTAR CORPORATION, a Delaware  
 corporation, S. DAVID PLUMMER, SPENCER  
 D. PLUMMER III, TONY FERGUSON,  
 22 THOMAS ROBINSON, JOHN PARROT,  
 HANDLER, THAYER & DUGGAN, LLC, an  
 Illinois Limited Liability Company, THOMAS J.  
 23 HANDLER, KARREN, HENDRIX, STAGG,  
 ALLEN & COMPANY, P.C., a Utah professional  
 24 corporation f/k/a KARREN, HENDRIX &  
 ASSOCIATES, P.C., a Utah professional  
 corporation, TERRY L. GREEN, and DOES 1-  
 25 1000 inclusive,

26 Defendants.

1 It appearing from the records in the above-entitled action that the Summons issued on the  
2 Complaint has been served upon the Defendant named below, and it appearing from the Declaration of  
3 counsel for Plaintiff, and appearing from other evidence as required by F.R.C.P. 55(a) that the below  
4 Defendant has failed to plead or otherwise defend in said action as directed in said Summons, and as  
5 provided in the Federal Rules of Civil Procedure,

6 NOW, THEREFOR, on request of counsel, the DEFAULT of the following named Defendant  
7 is hereby entered:

8 1. HANLDER, THAYER & DUGGAN, LLC, an Illinois Limited Liability Company

9  
10 Dated: \_\_\_\_\_

11 CLERK OF THE U.S. DISTRICT COURT FOR THE  
12 NORTHERN DISTRICT OF CALIFORNIA

13  
14 Respectfully submitted,

15 IDELL & SEITEL LLP

16  
17 Dated: July 9, 2007

By: \_\_\_\_\_

18 Richard J. Idell

19 Ory Sandel

Elizabeth J. Rest

20 Attorneys for Plaintiffs Gregory R. Raifman and Susan  
21 Raifman, individually and as Trustees for the Raifman  
22 Family Revocable Trust Dated 7/2/03, and Gekko  
Holdings, LLC, an Alaska limited liability company, dba  
Gekko Breeding and Racing

## PROOF OF SERVICE

I am employed in the City and County of San Francisco, State of California in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of eighteen years and not a party to the within action. My business address is Idell & Seitel 465 California Street, Suite 300, San Francisco, California 94104.

On July 9, 2007, I served the following document(s):

[PROPOSED] DEFAULT BY CLERK AGAINST DEFENDANT HANDLER, THAYER & DUGGAN, LLC, AN ILLINOIS LIMITED LIABILITY COMPANY PURSUANT TO F.R.C.P. 55(a)

- by regular **UNITED STATES MAIL** by placing a true and correct copy in a sealed envelope addressed as shown below. I am readily familiar with the practice of Idell Seitel & Rutchik for collection and processing of correspondence for mailing. According to that practice, items are deposited with the United States Postal Service at San Francisco, California on that same day with postage thereon fully prepaid. I am aware that, on motion of the party served, service is presumed invalid if the postal cancellation date or the postage meter date is more than one day after the date of deposit for mailing stated in this affidavit.
- by **E-MAIL TRANSMISSION**, by electronically transmitting a true and correct copy of the document(s) in Adobe Acrobat format to the electronic mail addresses indicated below:

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Farbstein & Blackman, APC  
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*Attorney for Terry Green & Karren, Hendrix,  
Stagg, Allen & Company, P.C.*

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Plummer, III*

1       by regular **UNITED STATES MAIL** by placing a true and correct copy in a sealed envelope  
2      addressed as shown below. I am readily familiar with the practice of Idell Seitel & Rutchik for  
3      collection and processing of correspondence for mailing. According to that practice, items are  
4      deposited with the United States Postal Service at San Francisco, California on that same day  
5      with postage thereon fully prepaid. I am aware that, on motion of the party served, service is  
6      presumed invalid if the postal cancellation date or the postage meter date is more than one day  
7      after the date of deposit for mailing stated in this affidavit.

8      Thomas J. Handler  
9      Handler, Thayer & Duggan, LLC  
10     191 N. Wacker Drive, 23<sup>rd</sup> Floor  
11     Chicago, IL 60606

12     Handler, Thayer & Duggan, LLC  
13     191 N. Wacker Drive, 23<sup>rd</sup> Floor  
14     Chicago, IL 60606

15     I certify and declare under penalty of perjury under the laws of the State of California that the  
16     foregoing is true and correct and I executed this declaration at San Francisco, California.

17       
18     Suzanne Slavens